2009 DRAFTING REQUEST

Assembly Joint Resolution

Received:	11/11/2008		Received By: agary										
Wanted: A	As time perm	its	Identical to LRB:										
For: Tam	ara Grigsby	(608) 266-0645	By/Representing: Cindy McGinnis										
This file n	nay be shown	to any legislato	Drafter: agary										
May Cont	act:		Addl. Drafters:										
Subject:	Transpo	ortation - drive	Extra Copies:	EVM									
Submit vi	a email: YES												
Requester's email: Rep.Grigsby@legis.wisconsin.gov													
Carbon copy (CC:) to: aaron.gary@legis.wisconsin.gov													
Pre Topic	c:												
No specifi	ic pre topic gi	ven											
Topic:						***************************************							
Operating privilege suspension for drug and controlled substance violations; opt out of federal program for mandatory suspension													
Instruction	ons:		······										
See attach	ed												
Drafting	History:												
Vers.	Drafted	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	Required						
/?	agary 11/21/2008	jdyer 11/21/2008											
/1			jfrantze 11/21/200	8	mbarman 11/21/2008	cduerst 11/21/2008							

FE Sent For:

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May Cont	tact:		Addl. Drafters:				
Subject:	Transpo	ortation - drive	r licenses		Extra Copies:	EVM	
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2009 DRAFTING REQUEST

Received By: agary

Assembly Joint Resolution

Received: 11/11/2008

Wanted: As time permits

Identical to LRB:

For: Tamara Grigsby (608) 266-0645 By/Representing: Cindy McGinnis

This file may be shown to any legislator: **NO**Drafter: agary

May Contact: Addl. Drafters:

Subject: Transportation - driver licenses Extra Copies: EVM

Submit via email: YES

Requester's email: Rep.Grigsby@legis.wisconsin.gov

Carbon copy (CC:) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Operating privilege suspension for drug and controlled substance violations; opt out of federal program for mandatory suspension

Instructions:

See attached

Drafting History:

agary

<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u> <u>Proofed</u> <u>Submitted</u> <u>Jacketed</u> <u>Required</u>

FE Sent For:

/?

<END>

Gary, Aaron

To: Subject: Mcginnis, Cindy RE: Driver License bills

----Original Message----

From: Mcginnis, Cindy

Sent: Monday, November 10, 2008 11:08 AM

To: Peterson, Eric; Gary, Aaron Subject: RE: Driver License bills

Aaron-

Please draft Assembly companions to these bills/resolution as well.

Thanks.

Cindy McGinnis
Office of State Representative Tamara Grigsby
122 North State Capitol
PO Box 8952
Madison, WI 53708
1-888-534-0018 - toll free
(608) 266-0645
(608) 282-3618 - fax

----Original Message----

From: Peterson, Eric

Sent: Monday, November 10, 2008 11:02 AM

To: Gary, Aaron

Subject: FW: Driver License bills

Aaron,

I need redrafting done for the 09 session based on bills from the 07 session.

1- Please redraft and 2007 SJR 82 into 2009 session format with no language changes.

09-0711

Please contact me at the office if you have questions. Nicole Yunk of Justice 2000, Inc and Mitch Warren of DOT are authorized to see and comment on drafting.

Thanks, Eric

Eric M. Peterson Office of Senator Lena C. Taylor 608-266-5810

----Original Message----

From: Warren, Mitchell [mailto:mitchell.warren@dot.state.wi.us]

Sent: Friday, November 07, 2008 2:48 PM

To: Mcginnis, Cindy; Peterson, Eric

Cc: Nikki Yunk (E-mail)

Subject: Driver License bills

Hi Cindy and Eric, I hope fall is treating you well.

Speaking with Nichole Yunk I understand you're planning on beginning the drafting on the

Driver License Recovery Omnibus package, and the Federal Drug opt-out.

I thought I'd throw my \$.02 out from DOT.

As I recall, the opt-out bill and companion joint resolutions were perfect last session. Recommend a redraft using those bills as models. Please remember, this is not a proposal that DOT supports nor opposes.

Take care.

-Mitch

Mitchell Warren, Operations Chief DMV Bureau of Field Services WisDOT (608) 266-2743 mitchell.warren@dot.state.wi.us 2009 - 2010 LEGISLATURE

-0712/1 LRB-024/1 ARG (10) if Stays

2009 SENATE JOINT RESOLUTION

J-Note

Relating to: opposing a federal mandate requiring the suspension or revocation of driver's licenses in all circumstances in which a person has been convicted of a drug or other controlled substances violation and exercising the state's option to opt out of this federal mandate.

Whereas, federal law, under 23 USC 159 and regulations promulgated under this federal statute, including 23 CFR 192, requires states, as a prerequisite to receiving certain federal transportation—related funds, either to enact a state law mandating the suspension or revocation of driver's licenses in all circumstances in which a person has been convicted of a drug or other controlled substances violation or to resolve that the state is opposed to a federal mandate requiring the suspension or revocation of driver's licenses in these circumstances; and

Whereas, this state adopted legislation in accordance with this federal law in chapters 938 and 961 of the Wisconsin statutes, mandating driver's license suspensions for adults and juveniles convicted or adjudicated of a violation of this state's Uniform Controlled Substances Act; and

1

Whereas, the number of suspensions for violations of this state's uniform 2 controlled substances rose from 8,130 in 2001 to 14,849 in 2006; and 3 Whereas, 37 states have adopted resolutions in opposition to the federal 4 mandate, in accordance with the provisions of federal law described above; and 5 Whereas, the state desires to modify its legislation that was adopted in 6 accordance with this federal law and to instead opt out of this federal mandate, and to do so without loss of federal transportation-related funds to the state; now, 7 8 therefore, be it Resolved by the (senate, the assembly concurring, That the state of Wisconsin opposes a federal mandate requiring the suspension or revocation of driver's licenses in all circumstances in which a person has been convicted of a drug 11 12 or other controlled substances violation and exercises its option to opt out of this 13 federal mandate; and, be it further Resolved, That the sends chief clerk shall send copies of this joint resolution 14 15 to the secretary of the U.S. department of transportation and to each member of the 16 congressional delegation from this state. 17 (END)

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU



November 21, 2008



The attached is a redraft of 2007 SJR 82. In drafting 2007 SJR 82, I relied on statistics provided to me and did not independently verify those statistics. In the attached redraft, I have repeated the statistics included in 2007 SJR 82 and have not attempted to verify or update these statistics. If you believe the statistics contained in the third and fourth whereas clauses of the attached draft are no longer accurate, please provide me with the updated statistics and I will insert them.

Aaron R. Gary Legislative Attorney Phone: (608) 261–6926

E-mail: aaron.gary@legis.wisconsin.gov

DRAFTER'S NOTE FROM THE

LRB-0712/1dn ARG:jld:jf

LEGISLATIVE REFERENCE BUREAU

November 21, 2008

ATTN: Cindy McGinnis

The attached is a redraft of 2007 SJR 82. In drafting 2007 SJR 82, I relied on statistics provided to me and did not independently verify those statistics. In the attached redraft, I have repeated the statistics included in 2007 SJR 82 and have not attempted to verify or update these statistics. If you believe the statistics contained in the third and fourth whereas clauses of the attached draft are no longer accurate, please provide me with the updated statistics and I will insert them.

Aaron R. Gary Legislative Attorney Phone: (608) 261-6926

E-mail: aaron.gary@legis.wisconsin.gov

Duerst, Christina

From: Mcginnis, Cindy

Friday, November 21, 2008 3:12 PM Sent:

To: LRB.Legal

Subject: Draft Review: LRB 09-0712/1 Topic: Operating privilege suspension for drug and controlled substance violations; opt out of federal program for mandatory suspension

Please Jacket LRB 09-0712/1 for the ASSEMBLY.